

## JAPAN WARNS CHINA IN FIGHT OVER RAILROAD

Proposed Line a Violation of  
Peking Treaty and Shall  
Not Be Built.

TOKIO, Jan. 17.—The diplomatic relations between Japan and China over the proposed Simsimintun-Ankumen Railroad have reached a stage wherein Japan has assumed a most firm attitude and has told China that a railroad paralleling the South Manchurian shall not be built, because it violates both the spirit and the letter of the Peking treaty. A British syndicate has proposed to build the railroad.

The correspondent of the Associated Press has been informed by the authorities at Tokio that under no circumstances will Japan permit construction to begin.

In answer to the question: "What will you do about it?" a member of the Cabinet replied: "We will stop it."

That Japan would not permit the construction of the proposed Simsimintun-Ankumen Railroad was intimated to China more or less forcibly nearly three weeks ago. The reason given for this refusal, according to despatches from

Peking, are that a parallel line would injuriously affect the Japanese Railroad, and China's rejoinder that the line would not be built nearer the Japanese line than is customary in foreign countries was declared by the Japanese Government to be untenable.

This step by Japan exacerbated Englishmen who had capital invested in the line and it was characterized in China as another evidence of the monopolistic attitude of Japan in Manchuria.

Shortly after the first announcement of the Japanese attitude exception treaties was taken by Great Britain. In view of the official action taken by Japan, that Government was considered to have committed a violation of the understanding of equal rights that severely affected British interests.

Japan explained further to China that her attitude was based on the verbal promise given by China and which was incorporated in the minutes of the negotiations preceding the Komura treaty of 1905, namely, not to construct a competing railroad parallel to the existing South Manchurian line. Japan, it was explained, feared the erection of a barrier between the spheres of influence and Mongolia and desired that all new railroads be branches of the present South Manchurian line.

**RUSSIANS PROTEST  
JAP ENCROACHMENT.**

ST. PETERSBURG, Jan. 17.—The Japanese occupation of the Chen-Tao district in Manchuria and the annexation thereof by Korea is attracting attention in St. Petersburg on account of the proximity of the district to Russian territory and its strategic importance in a possible campaign against Vladivostok. The Novoye Vremya today publishes a long despatch from its Korea correspondent on this subject, and several other papers call upon the Foreign Office to support China against the pretensions of Japan, which they declare, affect the security of the Vladivostok region.

The disputed tract is 275 miles long and from twenty to seventy-five miles wide. It lies between the Tumen River and its northern affluent, and contains

valuable silver mines. The Japanese contentions, it is declared, are based on a controversy regarding the identity of the Tumen River, which, in the treaty of 1905, was declared to be the boundary line. The despatches published here assert that the Japanese military commander is erecting new boundary stones and is disregarding the landmarks set up in 1912.

**LAWYER LOSES HIS  
FIGHT FOR FREEDOM.**

Appellate Division Confirms Conviction of W. O. Miles and C. M. Wells for Conspiracy.

The Appellate Division of the Brooklyn Supreme Court today handed down a decision affirming the convictions in the County Court of William O. Miles, a lawyer, and Charles M. Wells, a former inspector in the Comptroller's Office.

Miles and Wells have figured in the sensational exposures of the fraudulent sewer claims that were presented against the city, and were charged with conspiracy. They were tried jointly a year ago before Justice Crane and a jury found guilty, and were each sentenced to serve one year in prison.

Miles, it was alleged, "worked up" the fraudulent claims against the city and found persons to sue, while Wells, it was charged, used his position in the Comptroller's Office to "O. K." the claims.

Miles and Wells have both been out on bail pending the decision, and unless they take their case to the Court of Appeals will have to go to jail.

The third Boleau Girl Art Calendar, in ten colors, will be distributed through The Sunday World in Greater New York next Sunday.

## CZAR HEEDS APPEAL OF GEN. STOESEL

Sends Representative to Court  
to Insure Fair Trial to the  
Army Officer.

ST. PETERSBURG, Jan. 17.—Lieut. Gen. Stoessel last evening sent a protest direct to Emperor Nicholas against the exclusion of witnesses for the defense and other alleged discriminations by the court-martial which is trying him on the charge of having surrendered Port Arthur to the Japanese before the resources of the fortress were exhausted.

As a result Gen. Stroukoff, Emperor Nicholas's personal aide-de-camp, today took a seat upon the bench in court for the purpose of furnishing a report direct to the czar. It was noticeable that the judges showed the defense greater consideration than heretofore.

The telegram sent by Gen. Stoessel, who, as an aide-de-camp, is privileged to communicate personally with the Emperor, declared that the court had refused to hear about one-half of the witnesses who were ready to testify in justification of the surrender. He asked nothing but justice in the trial and he believed that the Emperor would not refuse an old soldier every opportunity to clear his impeached honor.

Encouraged by the presence of Gen. Stroukoff, Gen. Stoessel protested sharply against the insinuations made by Gen. Smirnov, to whom the court had

permitted considerable latitude during the trial, saying that his office, in case of continuing a defendant, had no right to insist on a fair trial.

**TORPEDO-BOAT FLOTILLA  
NEARS RIO JANEIRO.**

RIO JANEIRO, Jan. 17.—The Spanish torpedo-boat flotilla passed Cape Frio forty-five miles northwest of Rio Janeiro this morning. The vessels are expected here today. The flotilla left Pernambuco Jan. 13.

**\$1.00 Size  
Hay's Hair  
Health**

Contains 2½ times as  
much as 50c size and  
Never Fails to  
RESTORE GRAY HAIR  
to its NATURAL COLOR  
Buy it next time at your  
druggists.

No Extra Charge for It.  
Advertisements for the World may be placed at any American District Messenger Office in the city until 9 P. M.

# FRAZIN & OPPENHEIM

Southwest Corner 6th Ave. and 18th St., New York.

## CLEARING SALE

10,000 Pairs of Men's \$4.00  
Trade Marked \$1.95  
Shoes at  
*"Snow"*  
\$4.00 Shoes at \$1.95

THE JAMES MEANS SHOE  
At \$1.95

Top-Round \$4.00  
Shoes  
At \$1.95

All sizes, all widths,  
all leathers. Lace, button  
and bluchers.

For Boys  
Gawford Shoe  
\$3.50 At \$1.95

Boys' Storm Calf Boots  
Sizes 1 to 5½.  
Calfskin Uppers, Extra high Cut.  
Double Oak Leather  
Soles, "Waterproof" \$1.95  
Positively \$3.00 Values at

Men's Storm Calf Boots  
EXTRA HIGH CUT, with or without  
Buckles, Tan Russia Calf and Black Box  
Calf Uppers; Double Oak  
Leather Soles. Sizes 6 to 11.  
Worth \$4.00, at.....

Men's Waterproof Shoes  
Milwaukee oil grain leather; lined or un-  
lined; two full oak leather soles;  
spend shoe for winter wear;  
Men's sizes 6 to 11. \$1.50  
Boys' sizes 2½ to 5½, well  
worth \$2.25; at.....

Misses' High Cut Shoes, made of  
selected Gun Metal Calfskin and Patent  
Coltskin, Extra High Cut. Sizes \$1.00  
to \$2.50 and \$3.50; former price \$2.50, now

Clearing of 2,500 Pairs  
**Women's  
Sample  
Shoes**  
20 Newest Styles  
Patent Coltskin, Gunmetal  
Calfskin and Vici Kidskin.  
All Sizes in the Lot  
Lace and Button.  
Former prices \$1.50  
and \$2.00, now  
**\$1.00**

Clearing of  
900 Pairs  
**Women's  
High-Grade  
Shoes**  
Hand-Welted  
Soles  
Most desirable leathers; 50  
new styles to select from.  
Former prices \$2.50, \$3.00  
and \$3.50. Now  
**\$1.39**

Clearing of  
1,200 Pairs  
**Napoleon  
Boots**  
For Women  
Extra High Cut;  
Lace and Button  
Patent Coltskin and  
Gunmetal Calfskin.  
All sizes in the lot.  
Former prices \$2.50  
and \$3.00, now  
**\$1.50**

Clearing of  
1,510 Pairs  
**Women's  
Dress Slip-  
pers and  
Pumps**  
All sizes and  
widths. Former  
price \$2.00,  
\$2.50 and \$3.00.  
Now  
**\$1.00**

Napoleon Boots for  
Women; former  
price \$3.00. Now.....  
**\$1.50**  
Frazin & Oppenheim.  
OPEN SATURDAY EVENINGS

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## An Unparalleled Sale of High Grade Clothing

This sale proves that The Surprise Stores always offer the best values in Clothing for Men, Boys and Children. The Surprise Stores' prices are down to the limit of lowness. All the Surprise Stores' Clothing is sold right in the heart of the season at prices far below other houses' cut-price sales at any time during the year.

**40% SAVING SALE**

**A BROAD ASSERTION  
That We Guarantee to Back Up**

When you buy a \$3.00 Suit in this Factory Clean-Up Sale, you get as good a suit as you can buy for \$7.50 at other stores, and so on in proportion in the better grades.

**THE PRICES TELL IT ALL!**

### MEN'S WINTER SUITS.

**Men's Serviceable Suits**  
Stylish Fancy Cheviots, in new patterns.  
OTHER STORES' REGULAR RETAIL PRICE, \$7.50  
FACTORY'S INTENDED RETAIL PRICE, \$5.  
**FACTORY CLEAN-UP-SALE PRICE, \$3.00**

**Men's Very Fashionable Suits**  
In all-wool Cassimeres, cut in latest models.  
OTHER STORES' REGULAR RETAIL PRICE, \$10.  
FACTORY'S INTENDED RETAIL PRICE, \$7.50.  
**FACTORY CLEAN-UP-SALE PRICE, \$4.50**

**Men's Fine Quality Winter Suits**  
Fancy all-wool Cheviots, in stylish designs.  
OTHER STORES' REGULAR RETAIL PRICE, \$12.  
FACTORY'S INTENDED RETAIL PRICE, \$10.  
**FACTORY CLEAN-UP-SALE PRICE, \$6.00**

**Men's High-Class Winter Suits**  
Fine all-wool fabrics, elegantly tailored.  
OTHER STORES' REGULAR RETAIL PRICE, \$15.  
FACTORY'S INTENDED RETAIL PRICE, \$12.  
**FACTORY CLEAN-UP-SALE PRICE, \$7.20**

**Men's Supreme Quality Suits**  
Of positive elegance, tailored to perfection.  
OTHER STORES' REGULAR RETAIL PRICE, \$18.  
FACTORY'S INTENDED RETAIL PRICE, \$15.  
**FACTORY CLEAN-UP-SALE PRICE, \$9.00**

### MEN'S WINTER PANTS.

**Men's Serviceable Winter Pants**  
REGULAR \$1.50 VALUES.  
High-grade Fancy Worsteds in neat designs.  
**FACTORY CLEAN-UP-SALE PRICE, 90c**

**Men's Dressy Winter Pants**  
REGULAR \$3 VALUE.  
Fine all-wool Fancy Cheviots and Fancy Worsteds.  
**FACTORY CLEAN-UP-SALE PRICE, \$1.80**

### Men's Negligee Shirts

Regular 75c. Values  
Well-known Princely brands; elegant new effects  
in excellent quality Madras and Percales; at-  
tached cuffs; well made and perfect fitting.  
**FACTORY CLEAN-UP-SALE PRICE, 37c**

### Men's White Handkerchiefs

Regular 10c. Values  
Plain White Cambric, full size, nicely hemstitched.  
**FACTORY CLEAN-UP-SALE PRICE, 3c**

### Men's Silk Four-In-Hands

Regular 25c. Values  
Sweet Silk Four-In-Hands in new patterns and  
solid colors.  
**FACTORY CLEAN-UP-SALE PRICE, 12c**

### Boys' Fleece Lined Underwear

Regular 35c. Values  
Good and warm and heavy; guaranteed strictly  
first quality; cut full and well made.  
**FACTORY CLEAN-UP-SALE PRICE, 19c**

### Boys' Winter Knee Pants Suits.

**Boys' Serviceable Knee Pants Suits**  
REGULAR \$1.50 VALUES.  
Stylish and reliable fancy and blue Cheviots.  
**FACTORY CLEAN-UP-SALE PRICE, 90c**

**Boys' Stylish Knee Pants Suits**  
REGULAR \$3 VALUE.  
Fancy Cassimeres, in new designs and colorings.  
**FACTORY CLEAN-UP-SALE PRICE, \$1.80**

**Boys' Durable Knee Pants**  
REGULAR 50c. VALUE.  
Extra serviceable all-wool Cheviots and Cassimeres.  
**FACTORY CLEAN-UP-SALE PRICE, 25c**

### Men's Winter Overcoats.

**Men's Serviceable Winter Overcoats**  
Heavy black Melton, stylish and extra durable.  
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FACTORY'S INTENDED RETAIL PRICE, \$5.  
**FACTORY CLEAN-UP-SALE PRICE, \$3.00**

**Men's Fashionable Winter Overcoats**  
In Black and Oxford Melton, swell box model.  
OTHER STORES' REGULAR RETAIL PRICE, \$10.  
FACTORY'S INTENDED RETAIL PRICE, \$7.50.  
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**Men's High-Class Winter Overcoats**  
Fine all-wool fabrics, elegantly tailored.  
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FACTORY'S INTENDED RETAIL PRICE, \$12.  
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**Men's Supreme Quality Overcoats**  
Superior all-wool Meltons in black and Oxford.  
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In Black and Oxford Melton, swell box model.  
OTHER STORES' REGULAR RETAIL PRICE, \$10.  
FACTORY'S INTENDED RETAIL PRICE, \$7.50.  
**FACTORY CLEAN-UP-SALE PRICE, \$4.50**

**Men's High-Class Winter Overcoats**  
Fine all-wool fabrics, elegantly tailored.  
OTHER STORES' REGULAR RETAIL PRICE, \$15.  
FACTORY'S INTENDED RETAIL PRICE, \$12.  
**FACTORY CLEAN-UP-SALE PRICE, \$7.20**

**Men's Supreme Quality Overcoats**  
Superior all-wool Meltons in black and Oxford.  
OTHER STORES' REGULAR RETAIL PRICE, \$18.  
FACTORY'S INTENDED RETAIL PRICE, \$15.  
**FACTORY CLEAN-UP-SALE PRICE, \$9.00**

### Boys' Winter Knee Pants Suits.

**Boys' Serviceable Knee Pants Suits**  
REGULAR \$1.50 VALUES.  
Stylish and reliable fancy and blue Cheviots.  
**FACTORY CLEAN-UP-SALE PRICE, 90c**

**Boys' Stylish Knee Pants Suits**  
REGULAR \$3 VALUE.  
Fancy Cassimeres, in new designs and colorings.  
**FACTORY CLEAN-UP-SALE PRICE, \$1.80**

**Boys' Durable Knee Pants**  
REGULAR 50c. VALUE.  
Extra serviceable all-wool Cheviots and Cassimeres.  
**FACTORY CLEAN-UP-SALE PRICE, 25c**

### Men's Winter Overcoats.

**Men's Serviceable Winter Overcoats**  
Heavy black Melton, stylish and extra durable.  
OTHER STORES' REGULAR RETAIL PRICE, \$7.50  
FACTORY'S INTENDED RETAIL PRICE, \$5.  
**FACTORY CLEAN-UP-SALE PRICE, \$3.00**

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